IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

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WRIT PETITION NO : 1990 of 2000

Between:

Sri Rayala Gopal, S/o. Ramakrishnaiah, H.No. 342, Pallipadu, Konijerla Mandal, Khammam District.

..... PETITIONER

AND

The Superintending Engineer, R&B Circle, Khammam District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly in the nature of writ of Mandamus declaring the illegal action of the respondents issuing tender notification No. 6/99-2000 dated 10-1-2000 in issuing in Single package keeping different works i.e. 15 item of works in Single notification imposing special conditions in order to avoid competition and choose interested contractors is illegal, arbitrary and violation of Article 19 (1)(g) of the Indian Constitution and consequently direct the respondent not to allot or enter into agreement or not to execute the work items in tender notice No. 6/99-2000 dated 10.1.2000 before spliting from the package.

For the Petitioner: MR.KUNAREDDY ANJI REDDY, Advocate.

For the Respondent : GP FOR ROADS & BUILDINGS

The Court made the following :

ORDER

Pursuant to the judgment of this court dt. 10-3-98 in WP No.12975/96 and batch, reported in SRI JANAKIRAMA VADDARA LABOUR CONTRACT CO-OPERATIVE SOCIETY V. EXECUTIVE ENGINEER (1998(3) ALT 808 DB), the Government issued G.O.Ms.No.52 Transport, Roads & Buildings (B.I-1) dt. 18-3-2000 granting certain concessions to the Labour Contract Co-operative Societies of Scheduled Castes and Scheduled Tribes with regard to deposit of EMD amount at the time of filing tenders. In view of the same, no cause survives for adjudication.

The writ petition is accordingly dismissed. No costs.

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07-07-2004

cs/kmr

1.The Superintending Engineer, R & B Circle, Khammam District.

2. 2 CCs to the Government Pleader for R & B, High Court Buildings,

Hyderabad (O.U.T.).

3. 2 CD copies.